

Notice of Meeting

To be filed in duplicate

Notice is hereby given in accordance with Chapter 30A, Section 18-25 of the General Laws of a meeting of the:

City Council Meeting

Meeting will be held at **7:15 PM** on **Tuesday, February 6, 2024**

The location of the meeting will be **Auditorium, 3rd floor, City Hall & via Zoom**

Full description of location **274 Front Street, 3rd floor, Chicopee, MA 01013 & via Zoom**

Join Zoom Meeting

<https://us02web.zoom.us/j/89355399663?pwd=K0lHWDRqYlB2QTg1SnhtR3VSVWdadz09>

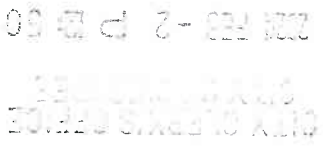

Meeting ID: 893 5539 9663 Passcode: 044520

If you have questions call the City Council Office at (413) 594-1435

The purpose of the meeting See attached agenda



February 2, 2024 – Administrative Assistant

Date and Time Received by the City Clerk's Office (electronic stamp)	Date and Time Posted by the City Clerk's Office (electronic stamp)
	

The City of Chicopee City Council meeting will be held on February 6, 2024, at the City of Chicopee City Hall Auditorium located at 274 Front Street, 3rd Floor, Chicopee, Massachusetts at 7:15 p.m. and via Zoom. The items to be discussed include the agenda items listed below.

Public Input

Communications

Minutes

- MO-1 Mayor's appropriation of Two million six hundred fifty thousand six hundred twenty five and 00/100 dollars (\$2,650,625.00) to the following named account: Planning Special Account for Rivermills Fill Program from available funds in the Stabilization Fund.
- MO-2 Mayor's appropriation of Seventy three thousand three hundred ninety and 00/100 dollars (\$73,390.00) to the following named account: Police Special Account for Building Renovations from available funds in the Stabilization Fund.
- MO-3 Ordered that the City Council accept the Lead Service Line Planning Grant in the amount of Three hundred eleven thousand five hundred and 00/100 dollars (\$311,500.00) from the Massachusetts Clean Water Trust to the Chicopee Water Department. Said grant will be used for engineering services for the development of a lead service line (LSL) inventory and replacement plan and it is accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-4 Ordered that the City Council accept the donation in the amount of Fifty and 00/100 dollars (\$50.00) in memory of Martha Lynch from Anne & Peter Kluchnick to the Chicopee Public Library. Said donation is accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-5 Mayor's appropriation of Twenty three thousand and 00/100 dollars (\$23,000.00) to the following named account: Golf Special Account for Purchase of Equipment from available funds in the Golf Revolving Account for Driving Range.
- MO-6 Mayor's appropriation of Thirty four thousand and 00/100 dollars (\$34,000.00) to the following named account: Golf Special Account for Purchase of Equipment from available funds in the Golf Revolving Account for Pro Shop Inventory.
- MO-7 Ordered that the City Council accept the donations in the amount of Fifty and 00/100 dollars (\$50.00) in Memory of George Tarnowski from Christina Cronin (\$25.00) & Elizabeth Lenart (\$25.00) to the Chicopee Fire Department. Said donation is accepted in accordance with M.G.L. Chapter 44 Section 53A.
- MO-8 To the City Council:
- You are hereby notified that I have this day appointed, Anna Maria Hamblin, 30 Harrison Ave., Chicopee, Massachusetts as a member of the License Commission to serve in such office for the term expiring on the 1st of February, 2027. To which appointment I ask the confirmation of your honorable council.
- MO-9 Be it Ordered that the City Council recommend five members to The School Department Maintenance Warehouse Building Commission, who are members of the community with appropriate qualifications or

experience to serve on a building commission. The recommendations should be in accordance with Chicopee Ordinances §16-112 through 118.

- MO-10 Ordered that the City Council accept the FY24 Earmark Grant in the amount of Twenty five thousand and 00/100 dollars (\$25,000.00) from the Executive Office of Elder Affairs to the Chicopee Council on Aging. Said grant is accepted in accordance with M.G.L. Chapter 44 Section 53A.
- 11 A favorable Utilities Committee report: Petition from Eversource Gas of Massachusetts, hereby requests that it be granted a location and permission to install and maintain a telemetry cabinet, with associated control lines and electric conduits, at its Fairview Avenue @ Springfield Street station, which is located on Fairview Avenue, at the intersection of Gaylord Court, within the existing fenced in pressure regulation station. The telemetry cabinet will enhance the functionality and operational safety of the existing pressure regulation station.
- 12 A favorable Utilities Committee report: Petition from Eversource Gas of Massachusetts that it be granted a location and permission to install and maintain 4,247' of 2" MP plastic gas main on Telegraph Avenue, Barbara Street, and Boulay Circle with such laterals and service connections as it may now or subsequently find necessary.
- 13 A favorable Utilities Committee report: Eversource Gas of Massachusetts, hereby requests that it be granted a location and permission to install and maintain 177' of 2" MP plastic gas main on Asselin St from Pendleton Ave to 12 Asselin St with such laterals and service connections as it may now or subsequently find necessary.
- Said installation will be installed in accordance with the plans enclosed.
- 14 A favorable Zoning Committee report: Special Permit application under Chapter 275-59 (C) 6 for the purpose of obtaining a beer and wine license for Aesthetic Beauty Revolution located at 20 Center Street. Applicant: Roxanne Roman, 76 Elmwood Ave., Holyoke, MA 01040.
- 15 A favorable Zoning Committee report: Special Permit application under Chapter 275-58 (C)(5) for the purpose of a property becoming a mixed property. The creation of one residential unit in a business building located at 386 Chicopee Street. Applicant: Dance Dynamics/Angela Klusmen, 386 Chicopee Street, Chicopee, MA 01013.
- 16 A favorable Zoning Committee report: Special Permit application under Chapter 275-58 (C)(5) for the purpose of one residential unit in a business building located at 277 Grattan Street. Applicant: Tan Tan & Associates, LLC, Zhi Tan, 39 Beauregard Terrace, Chicopee, MA 01020.
- 17 A favorable Zoning Committee report: Special Permit application under Chapter 275-30B for the purpose of 15 temporary trailers or seabox container storage – October 1 through January 31 to assist with Walmart's needed extra storage for holiday merchandise. Waiver requested – duration of temporary trailers on site, where 14 days is permitted, and 120 days are requested. Located at 591 (545) Memorial Drive. Applicant: Walmart, Wendy Hubbard, 591 Memorial Drive, Chicopee, MA 01020.

- 18 An Ordinance Committee report: A proposed ordinance adding to Chapter 260, Parking Regulations, Carew Street, East (odd) side – From East Main Street to a point 980 feet southerly thereof, No Parking, Stopping or Standing.
- 19 An Ordinance Committee report: A proposed ordinance adding to Chapter 260, Parking Regulations, Carew Street, West (Even) side – From East Main Street to a point 630 feet southerly thereof, No Truck Idling.
- 20 An Ordinance Committee report: A proposed ordinance adding to Chapter 260, Parking Regulations, East Main Street, Both Sides – From Carew Street to the American Legion Memorial Bridge, No Parking, Stopping or Standing.
- 21 An Ordinance Committee report: A proposed ordinance adding to Chapter 260, Parking Regulations, Westover Road, Both sides – From westerly entrance of the Western Massachusetts Post 9-11 & Service Dog Memorial Park parking lot to a point 4,650 feet easterly thereof at the easterly end of Westover Road, Truck Parking Prohibited.
- 22 An Ordinance Committee report: Be it Ordered that the Law Dept., the Building Dept., and Board of Health provide input to the Ordinance Committee to establish a new ordinance involving vehicle size on private property. Refer to the Ordinance Committee for a public hearing.
- 23 An Ordinance Committee report: Be it Ordained by the City Council that the Code of the City of Chicopee for the year 1991, as amended, be and is hereby further amended as follows:
- Chapter 275-66 Burnett Road
- 275-66 add to B
- In addition to the special permit submission requirements of Chicopee City Code §275-9, all special permit applications shall be accompanied by a traffic study or Transportation Impact Assessment or any other such report whose official name may be changed by the Massachusetts Department of Transportation.
- For referral to the Planning Board, Zoning Committee and Ordinance Committee.
- 24 An Ordinance Committee report: Be it Ordained by the City Council that the Code of the City of Chicopee for the year 1991, as amended be and is hereby further amended as follows:
- Chapter 275-51 Motor Vehicle Repair and Storage
- Delete from Chapter 275-51 D the following language
- “or inoperable or not currently registered or with a current state inspection sticker”
- For referral to the planning Board, Zoning Committee, and Ordinance Committee.
- 25 An Ordinance Committee report: Be it Ordained by the City Council that the Code of the City of Chicopee for the Year 1991, as amended, be and is hereby further amended as follows:

Chapter 275-50 Signs

Delete 275-50 B (F)

F. Duration of placement. Temporary signs may be placed 60 days prior to an event or promotion and must be removed within seven days following an event or promotion.

For referral to the Planning Board, Zoning Committee, and Ordinance Committee.

- 26 An Ordinance Committee report: Be it Ordained that Chapter 7 of the ordinances for the City of Chicopee as amended be and is hereby further amended as follows:

Management Information Systems – Chicopee T.V. (Group 3)

Add:

Part Time Announcer \$25.00 per hour

Said ordinance to be effective upon passage.

- 27 Be it Ordained that Chapter 16, Articles XI §43 and Article XXVI §113 and §114 of the Ordinances of the City of Chicopee as amended be and is hereby further amended by striking out \$2,000,000 and inserting in place thereof, \$5,000,000 in Article XI § 43 and Article XXVI § 113, and amend Article XXVI §114 by adding or designee to lines (2), (3), (4), and (5); and further by striking line (7) and inserting in place thereof, (7) An Elected Official, Department Head, or administrative employee of the City of Chicopee with finance expertise; and adding line (11) Commissions formed under the Massachusetts School Building Authority, (MSBA), seeking reimbursement from the MSBA must comply with MSBA requirements.

The revised Chapter 16, Article XI §43 will read:

All municipal buildings constructed for use by the City of Chicopee or any of its departments or residents as well as renovations to existing city-owned buildings or municipal construction projects where the total contract price totals \$5,000,000 or more shall require the appointment of a Municipal Building Commission formed and empowered to act under the provisions of this article. Each such municipal project shall have a separate Municipal Building Commission.

The revised Chapter 16, Article XXVI §113 will read:

§16-113. Projects Requiring Commission.

All buildings constructed for the use by the City of Chicopee School Department or any of its departments and any renovations to existing school buildings where the total contract price totals \$5,000,000 or more. Each such project shall have a separate Building Commission.

The revised Chapter 16, Article XXVI §114 will read:

§16-114. Composition.

- A. Upon the solicitation of request for a proposal in connection with a bid for construction of any project requiring a Commission in accordance with Section 16-113, the Mayor shall appoint a total of 13 members, as follows:
- (1) A member of the Chicopee School Committee,
 - (2) The Chicopee Superintendent of Schools or designee.
 - (3) The Inspector of Buildings or designee.
 - (4) Director of Maintenance for School Department or designee
 - (5) School principal of the subject school or designee
 - (6) A member who has knowledge of the educational mission and function of the facility to be built or renovated.
 - (7) An Elected Official, Department Head, or Administrative Employee of the City of Chicopee with financial expertise.
 - (8) Members of the community with architecture, engineering and/or construction experience to provide advice relative to the effect of the proposed project on the community and to examine building design and construction in terms of its constructability. [See 963 CMR 2.10(3)(b).]
 - (9) The City Council shall recommend five appointments to the Mayor from Subsection A(8).
 - (10) The Mayor shall appoint one member from Subsection A(8)
 - (11) Commissions formed under the Massachusetts School Building Authority, (MSBA), seeking reimbursement from the MSBA must comply with MSBA requirements.
- B. All appointments by the Mayor to the School Building Commission must be submitted to the City Council for confirmation by a majority vote of seven except for Subsection A(1) through A(7).

Shumsky/Laflamme

- 28 Be it Ordered that the Engineering Department or an outside consultant study the possibility of a traffic light at the entrance to Bellamy School on Pendleton Avenue.

Wagner/Arriaga

- 29 Be it Ordered that the City Council and City of Chicopee adopt Chapter 329 of the Acts of 1987, An Act Increasing Local Control Over the Annual School Budget.

Wagner

- 30 Be it Ordained by the City Council that the Code of the City of Chicopee for the year 1991, as amended, be and is hereby further amended as follows:

Chapter 201-1 Light Pollution

Due to the detriment to human health that light pollution poses, it is prohibited for a property owner to have exterior lighting that shines directly onto abutting property, public sidewalk, public street or towards the sky. Failure to comply shall result in non-criminal fine of \$25.00 enforced by the Health Department. Property owners seeking building permits shall not be issued a building permit until their exterior lighting comes into compliance with this ordinance.

Pniak-Costello

- 31 Be it Ordered that the Rules Committee consider reviewing the time allotted for public input. The current rule allows three minutes of public input. It has been brought to my attention that the three-minute limit rule is insufficient time to make their case/concerns heard. Although there is an opportunity for written testimony, our constituents are urging us to reconsider the allotted time. The suggested increase would allow constituents five minutes instead of the current three. Constituents who testify need sufficient time to speak.

Arriaga

- 32 A proposed Ordinance adding to Chapter 260, Isolated Stop Signs and Signal Lights, Labelle Drive, Travelling south – at intersection of Burnett Road, Isolated Stop Sign.

Shumsky/Laflamme

- 33 A proposed Ordinance adding to Chapter 260, 260-49 Commercial Vehicles Excluded, Ludlow Road, Entire length, Commercial Vehicles Excluded.

Pniak-Costello/Laflamme

- 34 A proposed Ordinance adding to Chapter 260, Handicap Parking, 78 Muzzy Street, Handicap Parking.

Krampits

- 35 An application for a NEW Zone Change from Residential A to Residential B for +/- 13,620 acres/square feet of property located at 0 Montgomery Street, Chicopee, MA 01020. Parcel ID# 0230-00033 for the purpose of constructing a duplex. Petitioner Name & Address: Erik Govoni, 94 Montgomery Street, Chicopee, MA 01020

- 36 2024 Auto Body/Auto Repair License renewal:

Tony & Sons Auto Service & Sales, Leasing & Rental, Inc.

164-170 South Street

- 37 2024 Auto Detail License renewal:

Tony & Sons Auto Service & Sales, Leasing & Rental, Inc.

164-170 South Street

- 38 Election Call for the March 5, 2024, Presidential Primary

Adjournment:

ATTEST:



Keith W. Rattell, City Clerk